(3)

IN THE HIGH COURT OF JUDICATURE CHHATTISGARH AT BILASPUR

W.P.No. 1246 /2002

PETITIONER

Ramji Koushal
Aged about 54 Years
S/o Late Doman Singh Koushal
Shankar Nagar, Khamardih,
Raipur (C.G.)

VERSUS

RESPONDENTS

1. The Managing Director, Food Corporation of India, New Delhi

2. The Senior Regional Manager, Regional Office, Food Corporation of India, Raipur (C.G.)

3. The District Manager, Food Corporation of India, District Office, Raipur (C.G.)

P.R. No. 1243/12
Presented by Shri R.K. Vyas
dated 26.06.12

PETITION UNDER ARTICLE 226 AND 227 OF THE CONSTITUTION OF INDIA

XI-HC-22

(39)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.No. 1244/02 सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	18-10-2002 Shri P.S.Koshy, counsel for the petitioner. Heard on the question of admission. Prayer in this writ petition is for quashing the charge sheet, which has been served on the petitioner. It is the case of the petitioner that as he is in no way involved in the entire transaction with respect to which the disciplinary proceedings have been drawn up his posting being elsewhere, no case for initiating the departmental proceedings is made out. According to the petitioner, in view of the defences raised by him, this Court should issue an appropriate direction to the disciplinary Authority to reconsider his defences and if it is found proper to drop the disciplinary proceedings. Admittedly, the disciplinary proceedings have been initiated and the petitioner has also submitted his reply to the charge sheet. It is presumed that all such pleas as are available to the petitioner must have been taken by him. Thus, it is now for the Enquiry Officer to consider the defences on its own merits and to arrive at a finding, naturally on the basis of material, which is produced before him. In such circumstances, the question of asking the disciplinary Authority to reconsider whether a departmental enquiry ought or ought not to have been initiated, does not	

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[पीछे देखिये

(५०)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP No. 1244/02 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित —2—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

arise. Hence, the contentions raised cannot be accepted.

Having heard learned counsel, the Court does not find any good ground to entertain this writ petition. It goes without saying that the petitioner is required to be given full opportunity to lead his defence and the Enquiry Officer will try his best to dispose of the disciplinary proceedings at an early date subject, of course, to the co-operation of the petitioner in the proceedings.

With the above observations, the petition stands dismissed. Consequently I.A. No.4119/2002 also stands disposed of.

Sd/-
P.C.Naik
Judge

[पीछे देखिये